LOS ANGELES COUNTY SHERIFF'S DEPARTMENT
SUPPLEMENTAL REPORT
HOMICIDE BUREAU

DATE: 03-07-94

FILE: 094-04621-2170-055

ACTION: ACTIVE/INVESTIGATION CONDUCTED/WITNESSES INTERVIEWED/EVIDENCE HELD

C - ASSAULT WITH A DEADLY WEAPON ON A POLICE OFFICER - 245(a)(2) P.C. DEPUTY INVOLVED SHOOTING/SUSPECT DECEASED

V - #1 [redacted] (DEPUTY SHERIFF)

#2 [redacted] MW/26 (DEPUTY SHERIFF)

S - **RUIZ, MIGUEL** MH/52 (DECEASED)
DOB: 08-29-42

D - 02-27-94 AT 1940 HOURS (SUNDAY)

L - [redacted] EAST 61ST STREET, LOS ANGELES (FLORENCE DISTRICT)

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EVIDENCE HELD:

ITEM 1 - One (1) pistol, 10mm, "Wyoming Arms", stainless steel with black grips, serial #[redacted]; with one (1) magazine containing four (4) live 10mm rounds bearing headstamps "CCI"; and one (1) loose live 10mm round bearing the headstamp "CCI"; located on the living room couch and further described as being 8' south of the north interior living room wall and 3'2" west of the east interior living room wall

ITEM 2 - One (1) expended cartridge case, 9mm, "WIN", located on the living room carpet and further described as being 4' south of the north interior living room wall and 2'1" west of the east interior living room wall

ITEM 3 - One (1) expended cartridge case, 9mm, "WIN", located on the living room loveseat near the top east edge of the east backrest cushion and further described as being 5" south of the north interior living room wall and 5'5" west of the east interior living room wall

ITEM 4 - One (1) expended cartridge case, 9mm, "WIN", located on the living room carpet between the loveseat and the north wall and further described as being 1 1/2" south of the north interior living room wall and 8'3" west of the east interior living room wall

ITEM 5 - One (1) empty magazine, 10mm, located on the bedroom carpet and further described as being 3'5" west of the east interior bedroom wall and 6'6" north of the south interior bedroom wall

ITEM 6 - One (1) box ammunition, "CCI" Blazer, 10mm, containing thirty-five (35) live rounds, located on the bedroom carpet next to the dresser and further described as being 2'2" east of the west interior bedroom wall and 9'6" north of the south interior bedroom wall

ITEM 7 - Articles of clothing belonging to Suspect Ruiz including one (1) white short-sleeve T-shirt, bloodstained and cut; and one (1) pair of black Levis with a brown belt

ITEM 8 - One (1) empty magazine, 10mm, with five (5) loose live 10mm rounds bearing headstamps "CCI"; located in a white bucket in the kitchen closet

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On 02-27-94 at 2030 hours, Investigators Havercroft and Gibson were detailed to respond to [redacted] East 61st Street in Los Angeles (Florence District) to assist Homicide Sergeants Laurie and Riggs with the investigation of the deputy involved shooting which resulted in the death of Suspect Miguel Ruiz.

Investigators Havercroft and Gibson were directed to conduct the crime scene investigation, as well as several interviews with witnesses.

Upon our arrival at the scene, Investigators contacted the handling unit, Deputies **PATTERSON** and **BENEDETTI,** Unit 217B PM's. Deputies advised Investigators they responded to the location on 02-27-94 at 1940 hours regarding a "deputy involved shooting" which involved Deputies [redacted] and Jones, Unit 217 PM's.

When they arrived at the location, Deputies Patterson and Benedetti observed a male Hispanic, later identified as Suspect Miguel Ruiz, lying on the living room floor. He appeared to have sustained two gunshot wounds, one to his upper right chest area and the other to his left torso.

Paramedics from Engine Company 9 arrived at the location at 1956 hours, and under the supervision of Captain Sprouill, treated Suspect Ruiz for his wounds. Suspect Ruiz was then transported to the Martin Luther King-Drew Medical Center via Adams Ambulance at 2005 hours.

Deputies later learned that Suspect Ruiz died as a result of his gunshot wounds and was pronounced dead at 2046 hours by Doctor Dawson.

A report will be written by Deputies Patterson and Benedetti detailing the nature of their observations and activities which will become a permanent part of this file.

In addition to the initial report submitted by Deputies Patterson and Benedetti, assisting units also completed supplemental reports dealing with their preliminary interviews of witnesses. Copies of their supplemental reports will become permanent parts of this file.

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Investigators observed the location to be in a residential district in the unincorporated area of the county of Los Angeles known as the Florence District. The residence, [redacted] East 61st Street, is located on the [redacted] of East 61st Street (an east/west street) and is bordered on the west by Central Avenue and on the east by Hooper Avenue.

Investigators noted the residence in question, [redacted] East 61st Street, is located to the rear of a lot occupied by four residences. On the north end of the property, a single-family residence bearing the address of [redacted] is located. South of, or behind this house, Investigators noted an additional two-story structure which incorporated three separate residences-two apartments, one at ground level and the other directly above it, with an additional attached single-story, converted garage to the rear of the two-story structure.

Investigators noted the location in question was the ground level apartment just south of [redacted].

Investigators also noted the residences share a common driveway and partial carport located on the west side of the property. The common driveway leads south from the south sidewalk of East 61st Street to the north side of the two-story apartment structure.

Investigators noted two vehicles parked in the southern portion of the common driveway. One vehicle, a blue 1973 Ford Ranchero, bearing California license #[redacted], was parked just north of the location's north exterior wall, facing in a southeasterly direction. The second vehicle, a silver 1986 Honda, bearing California license #[redacted], was parked facing south behind (north) the first vehicle. Due to the positioning of these cars in the driveway, a pathway was created between the cars and the west exterior wall and southwest corner of the house located at [redacted].

The front door of the ground-level apartment (location) faces north and had a black, metal mesh, security-type screen door which opens outward, from west to east; as well as an additional wooden door which opens inward, from west to east, into the living room of the location.



The metal security door had a round handle-style locking mechanism on both sides of the door and was unlocked.

The wood door also had a round handle-style locking mechanism, but was missing the outside knob. The wood door also had a deadbolt locking mechanism. Both the locks on the wood door were unlocked.

Investigators noted what appeared to be a black scuff mark from a shoe on the outside portion of the wooden door approximately three feet above the threshold and 8-12 inches east of the west edge of the door.

Upon entering the location, Investigators observed it to be a one bedroom apartment with a living room in the northeast corner of the apartment; a kitchen in the southern portion of the apartment; a bathroom in the southwest corner; and a bedroom in the northwest portion of the apartment.

Upon entering the living room, Investigators observed a 10mm pistol, as well as its magazine containing four live 10mm rounds, and the one loose live 10mm round (Evidence Held Items #1) on the living room couch which was located against the east wall of the room.

Investigators also noted an expended 9mm cartridge case (Evidence Held Item #2) on the living room carpet just north of the north side of the same couch.

Another expended 9mm cartridge case (Evidence Held Item #3) was observed on the top east edge of the east backrest cushion located on the loveseat which was against the north living room wall. It should be noted that upon entering the living room via the front door, the loveseat was immediately to the right (or west) of the doorway.

Upon checking behind the loveseat, Investigators found another expended 9mm cartridge case (Evidence Held Item #4) on the carpet. When the loveseat was moved away from the north wall to facilitate photographs, Investigators located the manufacturer's gun box for the 10mm pistol which had the pistol's serial number ([redacted]) written on the front side of the box.

Investigators also noted paramedic debris on the living room carpet, as well as items of the suspect's clothing which included a white, bloodstained and cut, short-sleeve T-shirt and a pair of black Levis with a brown belt (Evidence Held Items #7). Investigators also noted the white T-shirt had three bullet holes, one in the left sleeve, one in the left side and the third in the center chest. The bullet hole in the center chest had what appeared to be gun powder residue around the hole.

Upon entering the bedroom located just west of the living room, Investigators observed an empty 10mm magazine (Evidence Held Item #5) on the carpet just west of the doorway. A box of 10mm ammunition containing thirty-five (35) live rounds (Evidence Held Item #6) was located on the carpet just northwest of the empty magazine. It should be noted the brand of ammunition, "CCI" Blazer, matched the type of ammunition found in the 10mm pistol and magazine.

When Investigators entered the kitchen from the living room via an archway, a kitchen table was observed in the southeast corner of the room. Investigators noted from the position of the kitchen table, the view into the interior of the living room was blocked by a wall.

Investigators also noted a door in the east wall of the kitchen which opened out to a common walkway leading to a rear patio and the converted garage residence.

Upon entering the rear patio located south of the location, Investigators observed numerous crushed beer cans in a paper sack, several empty Tequila bottles, used pieces of lime and a shaker of salt laying on the ground and on a top beam of a metal sawhorse.

At the direction of Investigators, Forensic Specialist **DONALD KEIR,** from the Sheriff's Criminalistics Laboratory, Latent Prints Section, took color photographs of the crime scene, including the locations of the Evidence Held Items prior to the retrieval of said items. Donald Keir also prepared diagrams of the exterior of the location.

Copies of the diagrams, as well as a supplemental report detailing the nature of his activities, will be written by Donald Keir. The diagrams and the supplemental report will be incorporated into this file.

On 02-27-94 at 2340 hours, Investigators conducted an interview with Witness [redacted] at her residence. Present with Investigators for the interview were Sergeants Brazile and Lopez from Sheriff's Internal Affairs Bureau.

The interview with Ms. [redacted] was tape-recorded.

Ms. [redacted] stated on 02-27-94 at approximately 2000 hours, she saw two Hispanic males in a black Camaro talking with Suspect Ruiz' [redacted] in the front portion of the driveway located to the west of her house. Suspect Ruiz approached them and told the males to stop bothering his [redacted]. An argument ensued and Suspect Ruiz went back into his residence and came back outside with a gun, holding it next to his side.

The two males in the Camaro asked Suspect Ruiz why he had the gun and told him that they were unarmed. Suspect Ruiz then told them to go get a gun and he would be waiting for their return.

Ms. [redacted] stated when she saw Suspect Ruiz holding the gun, she dialed 9-1-1 and reported the incident.

Prior to the deputies arrival at the location, the males in the black Camaro drove away. It was Ms. [redacted] impression they left to go get a gun. At that time, as she was looking out the front door of her residence, Suspect Ruiz told her to "[redacted]" because they (males in the car) were coming back with a gun to shoot him.

Ms. [redacted] said the deputies arrived at the location, driving eastbound from Central Avenue. She added she did not see where Suspect Ruiz was when the deputies arrived because she had moved away from the front door.

Shortly thereafter, Ms. [redacted] heard four gunshots and Suspect Ruiz' [redacted] yell, "what happened?"

Ms. [redacted] stated Suspect Ruiz is a violent man when he is drunk. He has been known to treat the neighborhood children poorly by cursing at them and calling them names. Earlier today, 02-27-94, Ms. [redacted] saw Suspect Ruiz "clown around" with a knife outside his residence.

Ms. [redacted] stated she has also seen Suspect Ruiz "playing" with a gun on several occasions. On one occasion, he was seen threatening a neighbor from across the street with a gun.

In addition, Ms. [redacted] said approximately two weeks ago, Suspect Ruiz was drunk and came outside his residence and shot a gun into the air.

The taped interview with Witness [redacted] will be transcribed and a copy of the transcription will become a permanent part of this file.

On 02-27-94 at 2356 hours, Investigators conducted an interview with Witness [redacted] at his residence. Present with Investigators for the interview were Sergeants Brazile and Lopez from the Sheriff's Internal Affairs Bureau.

The interview with [redacted] was tape-recorded.

[redacted] stated he was standing in the front doorway of his house and saw Suspect Ruiz arguing with two male Hispanics in a black Camaro in the driveway. Suspect Ruiz then went back into his house and came back outside with a gun and continued to argue with the two males in the Camaro.

Shortly thereafter, the two males in the black Camaro drove away. It was [redacted] impression they left to get a gun.

[redacted] then heard Suspect Ruiz say, "Whoever gets in my way is going to get it." He then said, "If you want trouble with me, you're going to get shot."

[redacted] said he then saw the police car approach the location eastbound from Central Avenue. As it approached, Suspect Ruiz walked back towards his residence from across East 61st Street. When Suspect Ruiz looked in the direction of the approaching patrol car, he then began to walk faster towards his house and put the gun into the back pocket of his pants.

[redacted] walked away from the front door and went to a west-facing kitchen window. From that vantage point, he saw two deputies with their guns drawn and at their sides, run past the window and out of his view.

[redacted] then started to run to the rear door of his house so he could get a better view. Before he could reach the door, he heard the deputies say "put your hands on back of your head", then within two seconds, he heard the first gunshot and then two more gunshots. He also heard Suspect Ruiz' [redacted] scream.

[redacted] stated he has seen Suspect Ruiz with a gun ten or more times within the last month. Approximately two weeks ago, Suspect Ruiz came out of his house and shot a gun into the air.

The taped interview with Witness [redacted] will be transcribed and a copy of the transcription will become a permanent part of this file.

At the request of Homicide Sergeants Laurie and Riggs, Investigators returned Witness [redacted] to the location for the purposes of retrieving a third magazine and live 10mm rounds which he claimed he took from Suspect Ruiz just prior to the incident and placed into kitchen closet.

Investigators recovered a third magazine for a 10mm pistol, as well as five loose live 10mm rounds (Evidence Held Items #8), from a white plastic bucket in the closet located in the north wall of the kitchen, just north of the kitchen table.

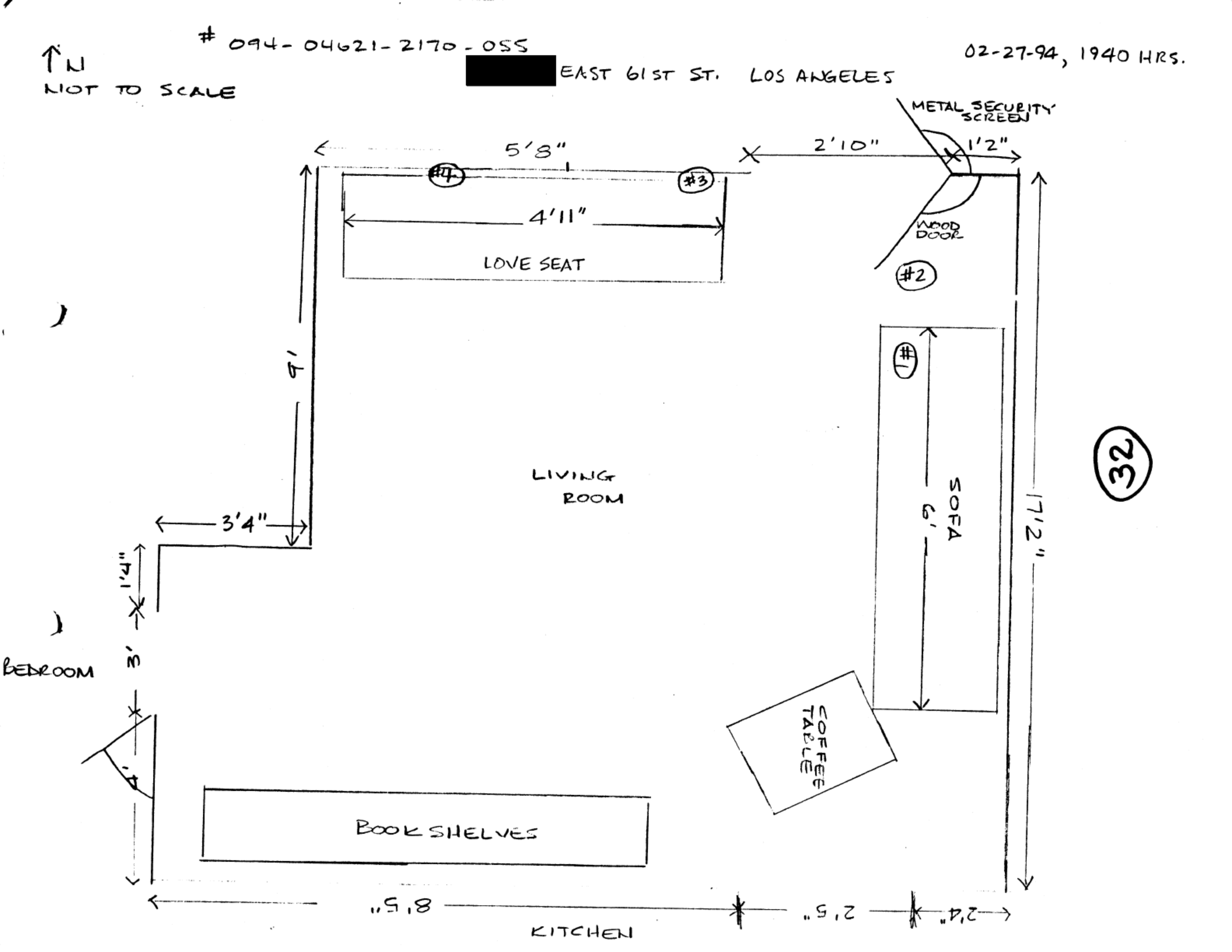
Witness [redacted] also showed Investigators where he and [redacted] (Suspect Ruiz' [redacted]) were sitting at the kitchen table when the shooting occurred. Witness [redacted] stated [redacted] could not have seen the shooting from where she was seated (there is a wall blocking her view into the living room) and by the time she stood up and went to the archway located between the kitchen and the living room and then peeked around the archway into the living room, the shooting had stopped.

On 02-28-94, Investigators transported the Evidence Held Items to the Sheriff's Criminalistics Laboratory for analysis. The 10mm pistol, magazine and 10mm live rounds (Evidence Held Items #1) were received into evidence under receipt #H425696. The expended cartridge cases and remaining two 10mm magazines and live 10mm rounds (Evidence Held Items #2, 3, 4, 5 and 8) were received into evidence under receipt #H425697. The box of 10mm ammunition (Evidence Held Item #6) was received into evidence under receipt #H425698. The items of clothing (Evidence Held Items #7) were received into evidence under receipt #H425699.

In addition to the above Evidence Held Items, Investigators transported Deputies [redacted] and Jones' service weapons (9mm Beretta) to the Sheriff's Criminalistics Laboratory, Firearms Section, to be test fired. The pistols were received for analysis by the Firearms Section under receipts #H391408 and H391409.

Investigation is continuing with further reports to follow.

BY: INVESTIGATOR J. GISBON, #[redacted]
INVESTIGATOR R. HAVERCROFT, #[redacted]
APPROVED BY: LIEUTENANT D. BENEDICT
DETECTIVE DIVISION/HOMICIDE BUREAU



↑N
NOT TO SCALE
094-04621-2170-055
[redacted] EAST 61ST ST. LOS ANGELES
02-27-94, 1940 HRS.
METAL SECURITY SCREEN
WOOD DOOR
5'8"
2'10"
1'2"
4'11"
LOVE SEAT
#4
#3
#2
#1
9'
3'4"
1'4"
3'
4'
BEDROOM
LIVING ROOM
SOFA
6'
17'2"
COFFEE TABLE
BOOKSHELVES
8'5"
2'5"
2'4"
KITCHEN

N

NOT TO SCALE

17'2"

1'

CLOSET

4'8"

BEDROOM

DRESSER

#6

4'4"

#5

3'

BUNK BEDS

4'

#1 GUN (ON COUCH)
8' S/N L/R WALL
3'2" W/E L/R WALL

#2 EXP. C/C L/R FLOOR
4' S/N "WIN" 9mm
2'1" W/E

#3 EXP. C/C (TOP OF LOVE SEAT)
5" S/N "WIN" 9mm
5'5" W/E

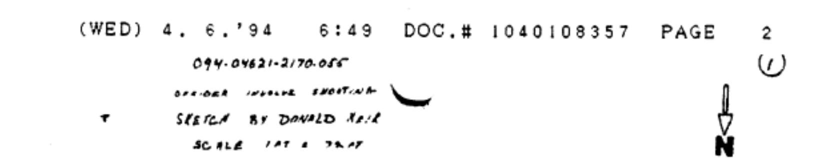
#4 EXP. C/C L/R FLOOR
1 1/2" S/N
8'3" W/E "WIN" 9mm

#5 MAGAZINE (EMPTY)
3'5" W/E B/R WALL
6'6" N/S B/R WALL

#6 BOX OF AMMO, 10MM "CCI" BLAZER
NEXT TO DRESSER
ON B/R FLOOR
(35 LIVE RDS.
15 EMPTY HOLES)
2'2" E/W
9'6" N/S

#7 CLOTHING

#8 MAGAZINE
IN KITCHEN
W/5 LIVE RDS. LOOSE
KITCHEN CLOSET IN
PLASTIC BUCKET



TREE
FENCE
6'
27'
30'
142'
TREE
28'
[redacted] E 61st ST
36'
18'
(2)
[redacted]
[redacted]
65'
14' 16' 33'
[redacted]
6'
12'
46'
20'
4' 5' 14'
6'
45'
61st STREET

35

②

18'

[redacted]

65'

[redacted]

14' 16' 83'

6'

[redacted]

12'

45'

20'

4' 5 14'

6' 45'

61st STREET



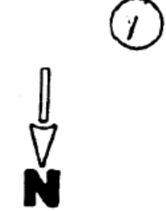
094-04621-2170-055

OFFICER INVOLVE SHOOTING

SKETCH BY DONALD KEIR

SCALE 1 FT = 72 FT

(1)



FENCE

TREE

6'

4'

27'

30'

142'

3

25'

12'6"

TREE

7'

3'

29'

[redacted] E 61st ST.

4'

3'

3'

36'

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COUNTY OF LOS ANGELES - SHERIFF'S DEPARTMENT - SUPPLEMENTARY REPORT

DATE MARCH 2, 1994 **FILE NO.** 094-04621-2170-055

C- DEPUTY INVOLVED SHOOTING - ASSAULT WITH A DEADLY WEAPON ON A PEACE OFFICER - 245 P.C.

Action Taken INVESTIGATION MADE/ EVIDENCE HELD/ WITNESS INTERVIEWED/ CC# 94-01945

V- SEE BELOW

D- 02-27-94 (SUNDAY) AT 1940 HOURS

L- [redacted] EAST 61ST STREET, LOS ANGELES (FIRESTONE STATION)

S- **RUIZ, MIGUEL MH/52**, DOB: 08-12-39 (DECEASED)
5'5", 175 POUNDS, DL #[redacted]
AKA: GONZALES, MIGUEL RUIZ

VICTIMS:

#1 - [redacted]
EMPLOYEE #[redacted]

#2 - DEPUTY JONES, SHAWN MW/26 (UNINJURED)
EMPLOYEE #[redacted]

EVIDENCE HELD:

Item #1 - Three expended bullets (Coroner) taken to Sheriff's Crime Lab (receipt #H391421).

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On 02-27-94, Investigators were assigned to investigate the officer involved shooting at [redacted] East 61st Street. Investigators arrived at the location at 2145 hours and contacted handling unit (217 B) Deputies Patterson and Benedetti. Investigators were assisted at the scene by Homicide Investigators Havercroft and Gibson. They were detailed to conduct the crime scene investigation. Investigators were also assisted by Sheriff's Crime Lab Technician Donald Keir. Mr. Keir took photographs and will prepare a diagram of the crime scene as directed by Investigators.

Deputy Patterson related to Investigators that Deputies Santana and Jones had responded to the location to a report of a disturbance, "man with a gun call". Upon their arrival, they observed the suspect standing in the driveway holding a gun. They attempted to get the suspect to drop the weapon, instead he turned and walked away from them towards an apartment located on the rear



of the property. As deputies approached closer, they observed him open the door at [redacted] East 61st Street, which is described as a first floor apartment at the rear of the property. As deputies approached the door, still telling the suspect to stop, they observed him enter and close the front door. Deputies kicked the door open and entered the apartment. A shooting occurred inside the apartment and the suspect received several gunshot wounds. Neither of the deputies were injured. Back-up units arrived and secured the scene. The suspect was transported to Martin Luther King Hospital for medical treatment and the deputies went to Firestone Station to await Homicide Investigators arrival. Three occupants of the apartments who witnesses the shooting were also taken to Firestone Station for interview by Investigators.

The suspect was pronounced dead at Martin Luther King Hospital by Dr. Dawson at 2046 hours.

At 2245 hours, Investigators responded to Martin Luther King Hospital, Emergency Room. At that location, Investigators were contacted by Deputy District Attorney Joseph Shidler and District Attorney Investigator Jess Gomez from the District Attorney's Special Investigative Unit. Investigators briefed Mr. Shidler and Mr. Gomez about the incident and they then accompanied Investigators into the emergency room to examine the suspect. During the examination of the suspect, Investigators observed five gunshot wounds. One gunshot wound was to the right chest area near the nipple, one gunshot wound was to the left side at the base of the rib cage, one gunshot wound was to the left elbow, one gunshot wound was to the left outer shoulder and the fifth gunshot wound was to the left inner elbow. Investigators verified that Suspect Ruiz had been pronounced dead by Dr. Dawson at 2046 hours. Hospital patient #[redacted] was issued to Suspect Ruiz.

At 2315 hours, Investigators responded to Firestone Sheriff's Station to interview witnesses.

At 2325 hours, Sergeant Riggs, with the assistance of Deputy Vera (#[redacted]) who interpreted English to Spanish, advised the suspect's [redacted] ([redacted]) and his [redacted] of his death.

At 2330 hours, Investigators interviewed [redacted] FH/19, DOB: [redacted]. The interview was tape recorded. [redacted] stated she lives at the location with her [redacted] and her [redacted] (suspect). On the evening of the incident, [redacted] and her [redacted] ([redacted] MH/18) had came home from dancing at approximately 6:30 p.m. They were in the kitchen of the apartment baking a cake and her [redacted] was watching television in the front room. Her [redacted] had been in and out of the house several times and had been at a party for most of the afternoon across the street. It was a birthday party for one of the children.

[redacted] stated her [redacted] had been drinking, but was not drunk. [redacted] and her boyfriend left the residence to run an errand for her [redacted] and returned at about 7:30 or 7:45 p.m. As they approached the driveway, a neighbor ([redacted] MH/19 or 20) was in a car parked across the entrance to the driveway. They sat there for a minute and he did not move the car. Finally, her [redacted] called out for [redacted] to move the car and he did. As they pulled into the driveway, [redacted] was pushing a beer towards [redacted] and generally bothering him. [redacted] and [redacted] had a history of problems and almost got into a fight. [redacted] continued into the driveway and parked the vehicle. [redacted] stated her [redacted] had been standing across the street and had observed the incident. Her [redacted] then came across the street and told [redacted] to go into the house. [redacted] and her [redacted] followed him inside the apartment. [redacted] and [redacted] went into the kitchen of the apartment.

[redacted] said after a few minutes, her [redacted] started back out of the house with a gun in the back of his waistband. [redacted] saw the gun and told him not to go outside with the gun. She then told [redacted] to call the police. Her [redacted] just laughed at that and said, "Go ahead and call. I don't care." He then walked out of the house. [redacted] stayed in the kitchen with her [redacted] and her [redacted] continued watching television while seated on the sofa against the west wall of the apartment.

After a few minutes, her [redacted] told her she heard something outside and asked her to look outside the window next to the front door to see what was happening. [redacted] said she went to the window located in the north wall of the apartment just east of the front door. As she started to look out the window, she saw her [redacted] trying to open the front door. She then ran back into the kitchen because she did not want him to know she was looking out or checking on him. [redacted] stated she did not hear anything unusual or see any deputies at that time. Her [redacted] then came into the house and started to shut the door. He followed immediately by two deputies. One of the deputies pushed the suspect backward against the east wall mirror and then shot him twice in the chest. Her [redacted] fell forward and to his left on the love seat just under the window that [redacted] had looked out of earlier.

She described his position as being on his left side in a sitting position facing the front door and the deputies. One of the deputies then shot him again. [redacted] stated during the time of the shooting, her [redacted] gun remained in the back of his waistband and he never had it in his hand. Deputies then just stood around and didn't call the ambulance or let [redacted] call for help for about two hours. [redacted] stated at the time of the incident, her [redacted] was wearing black pants and a white T-shirt with no jacket. [redacted] described everyone's position in the residence. Her [redacted] was seated on the couch against the east wall when the shooting occurred and her [redacted] was seated at the kitchen table. [redacted]



stated she was in the kitchen at the entrance to the front room and observed the entire incident. The tape was then ended at 0005 hours. This statement is a summary of the tape recorded interview, ending at 0005 hours. It will be transcribed and made a permanent part of this file.

On 02-28-94 at 0012 hours, Investigators interviewed [redacted] **FH/41**, DOB: [redacted]. [redacted] is the [redacted] of Suspect Ruiz. The interview was translated by Deputy Vera and tape recorded. This statement is a summary of that tape recorded interview.

[redacted] stated she did not know her [redacted] had a gun with him when he walked out of hte house that evening. She did not know him to own any guns. [redacted] stated he had a gun for about two weeks a while back, but did not know if it was his or had borrowed it. She also had no idea where he kept the gun in the house. [redacted] was asked if there had been a problem at the house. Initially she denied there had been any problems and then gave the following statement. She had heard that someone would not let her [redacted] park in the driveway when she and her [redacted] came home that evening. Her [redacted] had asked their [redacted] about the incident and had also stated he observed someone throw a bottle at [redacted]. [redacted] stated he was not upset about it and was acting normal and calm. [redacted] denied any knowledge of her [redacted] having a gun or leaving the house with a gun. She also denied telling her [redacted] to call the police if he took the gun out of the house.

[redacted] said when her [redacted] left the house after asking her [redacted] about the bottle throwing incident, he came back about five or ten minutes later. [redacted] said her [redacted] came in the house and didn't have any apparent trouble that she knew of getting the door open. [redacted] denied telling her [redacted] to look out the window or that she had heard something outside. [redacted] said after her [redacted] came in to the house, he sat down on the sofa just east of the door and had been sitting there for about two minutes when deputies kicked the door open. The white deputy with the flat top haircut came in to the house and shot her [redacted] two or three times as he was seated on the couch. The other deputy stayed at the doorway. [redacted] said neither deputy said anything during the incident and her [redacted] was not armed to her knowledge at the time of the shooting. She described her [redacted] wearing black pants and a white T-shirt. She described her [redacted] as about half drunk and said he had been drinking most of the day. The interview ended at 0037 hours. The tape recording of this interview will be transcribed and made a permanent part of this file.

At 0050 hours, Investigators interviewed [redacted] **MH/18**, DOB: [redacted]. This interview was tape recorded. [redacted] told Investigators that he currently resided in the [redacted] at

[redacted] East 61st Street. This house is behind his [redacted] house. He said he had been living in that house for approximately three months. Prior to him living at that location, he had lived at [redacted] one house west of his current home, for six years. [redacted] said he was currently the [redacted] of [redacted]. [redacted] told Investigators he has known [redacted] (suspect) since he ([redacted]) was a little kid.

This evening he and [redacted] left the house and when they returned, a guy was blocking the driveway. [redacted] said this guy moved and they were able to drive into the driveway and park. [redacted] said [redacted] was across the street and he came over and got into it with the guy that had been blocking the driveway. [redacted] told Investigators this guy's name was [redacted] and [redacted] used to be [redacted] boyfriend. [redacted] said [redacted] lives across the [redacted] and a couple of houses [redacted] of their house. [redacted] said when he got out of the car he walked towards where [redacted] and [redacted] were standing arguing near the curb. [redacted] said as he approached them, [redacted] stopped arguing with [redacted] and pushed past [redacted] walking towards the house. [redacted] said he and [redacted] turned around and walked towards the house and as he was approaching the house, [redacted] was yelling after him and calling him bad names.

[redacted] said he and [redacted] went into the kitchen and he noticed [redacted] ([redacted] was in the livingroom sitting on the couch and watching television. [redacted] said while he was in the kitchen, [redacted] was going through the house looking for something. [redacted] said [redacted] came into the kitchen and took a large box down from on top of the refrigerator. He saw him take a gun out of this box and noticed there was no magazine in the gun. He said he saw a magazine in the box and when Rocio's [redacted] turned his back to him, [redacted] reached in, took the magazine and put it in his pocket. [redacted] said [redacted] continued rummaging around the house and then walked out the front door. He said sometime after her [redacted] had gone, he took the magazine out of his pocket. He took the bullets out of the magazine and threw both the bullets and magazine into a closet in the kitchen.

[redacted] said [redacted] was out of the house for about three or four minutes and then heard sounds at the front odor. These sounds were like people running and then people talking. He heard the door open and then he heard gunshots. At the time the front door opened, [redacted] was in the kitchen sitting down and [redacted] was standing in front of him. He said [redacted] was in the livingroom. [redacted] heard two to three shots and couldn't see anything at the time of the shots. He said [redacted] got up and they both ran into the livingroom where she started screaming at deputies. When he got into the livingroom, he saw deputies pointing guns at [redacted], who was slumped near the sofa on the north wall of the livingroom. This interview was terminated at 0130 hours. The



tape recording of this interview will be transcribed and made a permanent part of this file.

On 02-28-94 at 0148 hours, Investigators interviewed **DEPUTY** [redacted], employee #[redacted]. The interview was tape recorded and the following statement is a summary of that interview. Deputy [redacted] stated he was working Firestone patrol in Unit 217 and his partner was Shawn Jones, a trainee. He stated he was on L-Tac frequency when he heard a call of a disturbance, man with a gun, at [redacted]. He was only about five or six blocks away and requested the call be assigned to him. En route to the call, he received supplementary information that the person involved was a male Hispanic wearing a white T-shirt and dark pants. Further, the suspect was arguing with someone in the street in front of the location. Additional information indicated that possible threats had been made by the suspect and a vehicle may possibly be involved. Deputy [redacted] said the response time to the call was approximately two minutes and it was during this time that he received these additional updates regarding the disturbance.

Deputy [redacted] stated he entered 61st Street travelling eastbound from Central Avenue and stopped the vehicle about one and a half houses west of the location. Deputy [redacted] approached the residence on foot and saw nothing suspicious until he reached the corner of the driveway. Upon looking south down the driveway, he observed the suspect standing on the east side of vehicles parked in the driveway. The suspect was approximately fifteen to twenty feet away from him. He observed the suspect was wearing a white shirt, dark pants and fit the general description given in the broadcast. The suspect was facing west. Deputy [redacted] at this time, used his flashlight to illuminate the suspect and observed a gun in the suspect's right hand. Deputy [redacted] told his partner that the suspect was "417" meaning a man with a gun. The suspect, after being illuminated, looked in the direction of deputies and then started walking south away from deputies. Deputy [redacted] yelled out in English and Spanish "Sheriff, drop the gun. Police, stop." The suspect then started a fast walk or run south down the driveway turning to the east around the back of the front house.

Deputy [redacted] observed that the suspect was running as if he was intoxicated. He appeared to be swaying and staggering and somewhat uncoordinated. Deputy [redacted] ran after him, observing the gun still in his right hand. When Deputy [redacted] reached the rear corner of the front house. He paused and looked around the corner. He saw the suspect now standing at the door to a rear first floor apartment behind the front house. Deputy [redacted] again called out for the suspect to stop. The suspect did not heed his order and opened the door and entered the house, shutting the door behind him. Deputy [redacted] followed behind the suspect



and reached the front door just as it was being shut. He immediately kicked the door open. Deputy [redacted] said the door must not have been locked or shut completely because it flew open easily, causing him to fall forward into the house. Deputy [redacted] said he was being carried forward by his body weight and the momentum of the kick.

As he went forward into the room, he saw the suspect to his right who appeared to be stumbling back away from the door. The suspect had the gun in his right hand at waist level pointed at Deputy [redacted], not more than twelve inches away. Deputy [redacted] thought he was going to be shot and raised his hand up and towards the suspect firing once or twice at a distance of approximately six inches away from the suspect's chest area. Deputy [redacted] still in this forward movement, went past the suspect before he was able to catch his balance. Deputy [redacted] heard from over his right shoulder more shots being fired by Deputy Jones. The suspect fell to the floor on his knees in front of the small sofa with his left elbow resting on the sofa bottom cushion. This is the sofa located against the north wall just west of the front door. The gun was still in the suspect's right hand. He slowly dropped his arm to his side and the gun dropped from his hand to the floor. Deputy [redacted] then saw there was a female seated on the couch against the east wall of the room. He noted she was just sitting there, not moving or saying anything. Deputy [redacted] quickly reached down and grabbed the suspect's gun from the floor and started backing towards the front door for cover. As he did this, he placed the gun in his pocket. Deputy [redacted] saw that his partner was having trouble using the radio, so he made a radio broadcast advising of the shooting and requesting assistance and an ambulance.

Deputy [redacted] also saw there were two other occupants, a male and a female, in the house who came out of the kitchen. The female was screaming and appeared hysterical. Within minutes, other deputies arrived at the location. The house was checked for other occupants and none were found.

The suspect's gun had the hammer back in a cocked position. Deputy [redacted] removed the magazine and slid the slide back, ejecting a round from the chamber. The weapon, magazine and live round were then given to Deputy Patterson for safe keeping until the arrival of Homicide Investigators. This interview was terminated at 0220 hours. The tape recording will be transcribed and made a permanent part of this file.

Investigators examined Deputy [redacted] weapon, a Beretta 9mm (serial #BER068162Z). This weapon was found to have fourteen rounds in the magazine and one round in the chamber for a total of fifteen rounds. Deputy [redacted] stated he normally carries sixteen rounds in his gun with fifteen in the magazine and one in the



chamber. Deputy [redacted] further pointed out to Investigators that his holster had broken during the incident on the inside of the strap area that attaches it to the belt.

At 0238 hours, Investigators interviewed **DEPUTY SHAWN JONES MW/26**, employee #[redacted]. Deputy Jones told Investigators that he is currently on training assigned to the Century Station/Firestone Facility. He has been on training and assigned to Deputy [redacted] for the last month. Prior to that, he had worked four months patrol at Lynwood Station. Deputy Jones said he was assigned to Unit 217 PM's and began his shift at [redacted] hours. Deputy Jones said prior to the incident, he was driving their patrol unit northbound on Central Avenue when a call came out of a disturbance, man with a gun, at [redacted]. He said the initial information described the suspect as a male Hispanic wearing a white T-shirt and dark pants. Deputy Jones said he does not recall if the radio call came over on their regular dispatch frequency, which would be dispatch four or on L-Tac, the tactical frequency for the area. He said his partner (Deputy [redacted]) acknowledged that they would handle the call and they drove towards the location.

Deputy Jones said as they were approaching the location, the call was updated and they were advised that the male was out in front of the location with a gun. He said they were further updated and that there was a possible assault with a deadly weapon that had occurred. He said this information was received as they were northbound Central Avenue near 61st Street. He said Unit 216 Adam acknowledge the assist on the call and gave a four minute estimate time of arrival. Deputy Jones said he spoke with Deputy [redacted] and they discussed how they were going to approach the location. They decided to go in with their high beams on to help screen them and blind the suspect, should he be standing in front of the street.

They turned the corner and drove towards the location and stopped one or one and a half houses west of the location. He said as they were stopping, they received the last update on the call from an informant who was on the telephone with desk personnel. This informant said the suspect was walking down the driveway towards the back house. He said they parked the car and Deputy [redacted] was approximately fifteen yards ahead of him as they approached the location. Deputy Jones said he ran up to, and took a position behind Deputy Santana and started walking up the driveway. Deputy Jones said he didn't see anything at the time, but saw Deputy [redacted] light up the driveway with his flashlight. Deputy Jones also illuminated the driveway and saw three to four male Hispanics standing on the east side of some cars parked in the driveway. Deputy Jones saw the suspect in a while T-shirt turn and move towards the end of the driveway. He heard Deputy [redacted] give commands in both English and Spanish, "Stop, police." Deputy



Jones said as the suspect got near the corner and just about out of his sight, Deputy Santana yelled back to him "417". Deputy Jones said this was a signal between he and his partner and Deputy [redacted] was telling him he had seen a gun.

Deputy Jones said he followed behind Deputy [redacted] as they got to the corner of the driveway. He said the suspect was approximately ten feet beyond Deputy [redacted] and he was one or two feet behind Deputy [redacted]. Deputy Jones said he heard Deputy [redacted] yell, "Stop, drop the gun," three or four times. He said the suspect was stumbling towards the front door of a downstairs apartment located at the south edge of the driveway. He said the suspect opened the door with his left hand and went inside the location. He said the suspect was trying to slam the door and closed the door within about two inches from the door jam when Deputy [redacted] arrived in the doorway and booted the door open. Deputy Jones said as Deputy [redacted] kicked the door open, Deputy [redacted] stepped through the doorway. Deputy Jones could see the suspect inside the location and it looked like he was moving back in a west direction off to the right of Deputy [redacted]. He said the suspect was falling back towards the west wall and had a gun in his right hand. His right arm was bent at the elbow. The upper arm was parallel to his body and the forearm was extended out from the body. Deputy Jones said the suspect's gun was pointed at Deputy [redacted] and he could see the suspect squeezing the grip of his weapon as if he was trying to pull the trigger. He said the suspect appeared to be stumbling backwards. He said he felt Deputy [redacted] was about to be shot and Deputy Jones brought his weapon up to his waist. He heard Deputy [redacted] gun go off, but sounded like a cap gun. Deputy Jones said he fired from a point shoot position and tapped the trigger twice, pointing it at the suspect's left torso. He said as the shots were fired, he instantaneously saw some blood appear at the suspect's right chest area. Deputy Jones said the suspect fell backwards on his rear and ended up on the edge of the couch. The suspect was still holding his gun so Deputy Jones got his weapon up to eye level and picked up his sights thinking he might have to shoot the suspect in the head. He saw the suspect's head start to go back and then saw his grip was loosening on the gun. Deputy Jones said the threat level lessened as the suspect dropped his arm down to his side and released the grip on his gun. He saw the suspect slide to his knees and at that time, he yelled to Deputy [redacted] to grab the suspect's gun.

Deputy Jones recalled as the suspect was pointing his gun at Deputy [redacted] and Deputy [redacted] was moving past him, he heard Deputy [redacted] yell, "Stop". Deputy Jones said he saw Deputy [redacted] grab the suspect's gun and Deputy Jones yelled for [redacted] to clear the weapon. Deputy Jones saw two people, a male and female, walk into the room. He said the female was screaming hysterically. Deputy Jones said he didn't know if they were armed or



a threat, so he pointed his weapon at them and he and Deputy [redacted] backed out of the front door of the location. He saw Deputy [redacted] remove the magazine from the suspect's gun. He grabbed his radio and put out a broadcast, but while he was talking he heard sounds on the radio and realized his radio was not working. He told Deputy [redacted] to put out the radio broadcast. He heard Deputy [redacted] advise they had been in a shooting and requesting rescue respond to the location.

Deputy Jones said at this point he was holding the civilians at gun point. They instructed the civilians to exit the house and at that time, he noticed a third female. Upon seeing her, he realize she had been seated on the couch which was against the east wall of the livingroom during the entire incident. He said she appeared to be in a state of shock as she had exhibited no reaction at all to what had happened. Deputy Jones ask this female if there were other people or guns in the house and she replied no. Assisting units then arrived and the house was cleared. Deputy Jones said it was at this time he learned the suspect resided at the location. Initially, they were not sure whether the suspect was running into an occupied or unoccupied home and if he resided at the location. This interview then concluded at 0327 hours. The tape recording of this interview will be transcribed and made a permanent part of this file.

Investigators examined Deputy Jones' weapon and found it to be a Beretta semiautomatic 9mm pistol, model 92F (serial #BER044733Z). This weapon contained fourteen rounds in the magazine. Deputy Jones advised he normally carries the weapon loaded to it's capacity of fifteen rounds in the magazine and one round in the chamber. He said his weapon had been unloaded after this incident and the round from the chamber had been loaded into magazine.

Investigators gave both weapons (Deputies Jones and [redacted]) to Investigators Havercroft and Gibson, who will take these weapons to the Sheriff's Crime Lab. The weapons will be examined and test fired by the Firearms Section.

On 02-28-94, Investigators returned to the 1100 block of east 61st Street in an attempt to ascertain who the two individuals were who were standing in the driveway at the time the suspect was observed by Deputies Jones and [redacted]. Upon checking with neighbors, Investigators contacted [redacted] MH/27 and his uncle [redacted] MH/35. Both individuals indicated they resided in the second floor apartment above the suspect's residence at the time the incident occurred and had been standing in the driveway when deputies first approached the residence. Investigators were also able to contact [redacted] MH/18, [redacted]. He stated he was in his parked vehicle in front of the driveway to [redacted] East 61st Street on the evening of the incident. He also said there was an argument between he and the suspect prior to the



shooting. Investigators requested Mr. [redacted], Mr. [redacted] and Mr. [redacted] accompany them to Firestone Station to be interviewed. All three agreed and were driven to Firestone Station by Deputy Vera.

At 1915 hours, Investigators interviewed [redacted] MH/18, DOB: [redacted]. The interview was interpreted by Deputy Vera and tape recorded. The following statement is a summary of that tape recording. Mr. [redacted] stated he had been parked in his vehicle with his friend ([redacted]) across the entrance of the driveway of [redacted]. [redacted] and [redacted] drove up and attempted to enter the driveway. He ([redacted]) moved the car so they could drive into the driveway. Mr. [redacted] stated he started to talk to [redacted] about [redacted] because she used to be his girlfriend. They had trouble in the past, but had recently made their peace. [redacted] [redacted], the suspect, had been across the street and came over thinking there was a problem and pushed Mr. [redacted]. One of the suspect's friends grabbed [redacted] [redacted] and tried to calm him. The suspect then went back to his house for a few minutes and then returned to the driveway. The suspect reportedly had a gun in the small of his back, but Mr. [redacted] did not see it and was only told by friends. Mr. [redacted] knows that the suspect occasionally carried a gun from when he frequented the house while dating [redacted]. He also said the suspect has shown him guns in the past.

When the suspect came out with the gun, Mr. [redacted] was down the street because he was upset about the suspect having pushed him. The suspect was still yelling at Mr. [redacted], but friends were restraining him in the driveway so he would not leave the location. Mr. [redacted] and his friend then entered his car and left the location. He described his vehicle as a black Pontiac Trans Am. Mr. [redacted] stated he had nothing further to add and the interview was terminated at 1932 hours. The tape recording will be transcribed and made a permanent part of this file.

At 1930 hours, Investigators interviewed [redacted] MH/27, DOB: [redacted], [redacted] East 61st Street. The following interview is a summary of the tape recording made and was translated by Deputy Vera. Mr. [redacted] stated he was outside in the driveway area having a barbecue with his family when the suspect came out to talk, about 5:00 or 5:30 p.m. He said the suspect was drinking beer and was a little drunk, but not too bad. Later that evening, the suspect came out of the driveway and had a gun in the small of his back. The suspect was arguing with a neighbor ([redacted]. Mr. [redacted] told Mr. [redacted] and the suspect to calm down. Mr. [redacted] stated he did not know why they were arguing. Mr. [redacted] family did not want him to get involved so he walked back to where they were standing at the south end of the driveway.

Mr. [redacted] stated while he was standing there with his [redacted], he observed the suspect start walking towards the front door of his house. He heard deputies yell for him to put his hands up. At this point, he could not see the suspect's gun. Deputies were close behind the suspect, about four or five feet away. The suspect did not put his hands up and instead went into his house. Mr. [redacted] stated deputies were making loud commands in Spanish. Just as the suspect entered his house, Mr. [redacted] said one of the deputies kicked the door open and followed the suspect into the house. Mr. [redacted] then heard gunfire. Mr. [redacted] said the deputies appeared to be right behind the suspect by a second or two. About two seconds after entering teh house, he heard three or four very fast shots fired.

Mr. [redacted] stated he has known the suspect for three or four years. Some time ago the suspect had shown him the gun he had with him that night. Mr. [redacted] stated he had nothing further to add and the interview was ended at 2002 hours. The tape recording will be transcribed and made a permanent part of this file.

At 2005 hours, Investigators interviewed [redacted] MH/35, DOB: [redacted]. Mr. [redacted] stated he lives on [redacted] in [redacted], but did not know the street numbers and has no telephone. He is the [redacted] of [redacted] and had been visiting and staying at his residence for about four or five days. The interview was interpreted by Deputy Vera and tape recorded. The following statement is a summary of that tape recording.

Mr. [redacted] said the suspect came out of his apartment and went over to where Mr. [redacted] was standing with his nephew [redacted] The suspect said there was a small problem outside and appeared upset. Mr. [redacted] tried to calm him down and the suspect explained someone had thrown a bottle at his house earlier, but he did not know who threw the bottle. The suspect had a gun in the small of his back tucked in his waistband.

The suspect had just left them walking towards his house when deputies appeared in the driveway and yelled in Spanish, "stop, hands in the air". Deputies said this to the suspect as he continued walking towards his apartment door. The suspect appeared to ignore the deputies commands and continued to the front door of his house, opening and entering his house and shutting the door. Deputies were about four or five feet behind the suspect when he shut the door. Deputies kicked the door open and entered the apartment. Within fifteen or twenty seconds, three shots were fired.

Mr. [redacted] stated during the incident, he did not see the suspect's gun anywhere but in the small of his back. He stated the suspect, his [redacted] and himself had all been drinking, but

none of them were drunk at the time. Mr. [redacted] had nothing further to add and the interview was ended at 2033 hours. This tape recording will be transcribed and made a permanent part of this file.

On 03-02-94 at 1030 hours, Investigator Laurie attended the postmortem examination of the suspect at the Los Angeles County Coroner's Office by Dr. Schultz. Dr. Schultz's examination revealed the suspect had sustained three gunshot wounds.

Gunshot wound #1 was described as entering the suspect's left shoulder. The bullet travelled through the armpit and into the chest and ended up in the left lung. The bullet wound measured 11" from the top of the suspect's head and 10" left of the mid line on the shoulder. Dr. Scholtz said this wound would have been a fatal wound. Gunshot wound #2 penetrated the suspect's left outer elbow, travelled through the arm and exited the left inner elbow and entered the left chest cavity 23 1/2" down from the top of the head and 7" left of the mid line. The path of travel was slightly downward and front to back. This bullet passed through the suspect's large bowel. Gunshot wound #3 entered the suspect's right chest 18" down from the top of his head and 3 1/2" right of mid line. The bullet passed through the liver, kidney and came to rest at the right lower back. The path of travel was front to back and slightly downward. This would be consistent with the upper torso being bent forward at the time the bullet entered. There was some sooting detected on the skin at the area of the entrance wound. Dr. Schultz advised this wound would of been fatal.

Dr. Schultz's protocol and Coroner's photographs will be ordered and they will be made a permanent part of this file.

At 1210 hours, Investigators obtained the three projectiles removed from the suspect by Dr. Schultz from the evidence section of the Coroner's Office. At 1235 hours, Investigators submitted the recovered projectiles to the Sheriff's Crime Lab, Firearms Section, under lab receipt #H391421. These projectiles will be examined and a copy of the firearms report will be made a permanent part of this file.

On 03-02-94 at 1800 hours, Investigators were contacted by [redacted] who stated he is the [redacted] of the suspect. [redacted] requested Investigators meet him at his [redacted] residence as he had information pertaining to the case.

At 1930 hours, Investigators met with [redacted] at [redacted] East 61st Street. [redacted] pointed out a small burnt area in the livingroom rug, later measured 55" south of the north wall and 27" east of the west wall. This burn was located in front of the small sofa in the same area where the suspect came to rest after

being shot. [redacted] stated the burn mark had been cause by the cigar his [redacted] had at the time of the shooting. [redacted] stated his [redacted] had a cigar in his right hand and not the gun deputies had indicated he had. Investigators checked the burn area on the carpet and observed some burnt paper melted into the carpet area. It would consistent with a burn from a cigarette not a cigar. When this was pointed out to [redacted], he stated he would show Investigators what kind of cigars his [redacted] smoked and brought out a pack of Marlboro cigarettes. [redacted] said it was this kind of cigarette his [redacted] had been holding, not a cigar.

[redacted] somehow felt the fact that his [redacted] was smoking a cigarette would mean he could not have had a gun in his hand. It should also be noted the burn on the floor pointed out by [redacted] was in the same area where the suspect was found after the shooting. It would indicate he would of most likely had to have been right on top of the burn area or lit cigarette, but there is no evidence of a burn on his pants or his person and no evidence of a cigarette at the scene when the scene was investigated by Investigators.

[redacted] stated further evidence his [redacted] did not have a gun in his hand was that it took two hands in order to open the front door of the residence. [redacted] then demonstrated putting his left hand on the door knocker in the center top of the door and his other hand reaching through a hole where the door knob should be in order to release the latch to the front door and open it. Investigators then had [redacted] step outside of the residence with them to check the door. Investigators opened the door several times, single handed, using either hand. They found it not necessary to use two hands. This was demonstrated to [redacted]. It should be noted the front door did not have a door knob on the outside. It was necessary to reach in the hole where the door knob should be and depress a latch in order to release the lock and push the door open. Investigators took photographs of the burned area on the carpet as pointed out by [redacted].

Investigation is continuing with further reports to follow.

BY: INVESTIGATOR DORAL RIGGS, #[redacted]
SERGEANT JOHN LAURIE, #[redacted]
APPROVED BY: LIEUTENANT DERRY BENEDICT
HOMICIDE BUREAU - DETECTIVE DIVISION

AISPURO/WPII

